

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARINGOFFICE OF  
THE COUNTY CLERK  
COUNTY OF KAUAI

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, January 24, 2018, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Līhu'e, on the following:

Bill No. 2680

A BILL FOR AN ORDINANCE AMENDING SECTION 5-2.3, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO MOTOR VEHICLE WEIGHT TAX

This Bill proposes to amend Section 5-2.3 of the Kaua'i County Code 1987, as amended, relating to Motor Vehicle Weight Tax.

The purpose of this Bill is to decrease the annual motor vehicle weight tax rate by one cent (\$0.01) per pound effective on January 1, 2019. The motor vehicle weight tax rate shall be re-enacted in its form prior to the adoption of this Ordinance upon the expiration of the County of Kaua'i surcharge on state tax.

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Written testimony can be submitted to the Office of the County Clerk, Council Services Division by mail, facsimile, or via E-mail to counciltestimony@kauai.gov. Copies of the Bill are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Bill at its subsequent meetings. Meeting notices are posted at least six (6) days in advance at the County Clerk's Office and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Bill No. 2680 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on December 20, 2017, by the following vote:

AYES: Brun, Chock, Kagawa, Kaneshiro, Kawakami, Yukimura	TOTAL – 6,
NOES: None	TOTAL – 0,
EXCUSED & NOT VOTING: Rapozo	TOTAL – 1,
RECUSED & NOT VOTING: None	TOTAL – 0.

Līhu'e, Hawai'i  
December 21, 2017

/s/ Jade K. Fountain-Tanigawa  
County Clerk, County of Kaua'i

NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHU'E, KAUAI, HAWAII, 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

(One publication – The Garden Island – January 3, 2018)

**A BILL FOR AN ORDINANCE AMENDING SECTION 5-2.3,  
KAUA'I COUNTY CODE 1987, AS AMENDED,  
RELATING TO MOTOR VEHICLE WEIGHT TAX**

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BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUA'I, STATE OF HAWAII:

SECTION 1. Chapter 5, Article 2, Kaua'i County Code 1987, as amended, is hereby amended by amending Section 5-2.3 to read as follows:

**"Sec. 5-2.3 Imposition of Tax.**

All vehicles and motor vehicles located in the County of Kaua'i at the time of registration shall be subject to an annual tax, except as to the minimum tax, computed according to the net weight of each vehicle as herein provided to be paid by the owner thereof, which tax shall become due and payable on January 1st and must be paid before April 1 in each year commencing as of January 1, 1979:

(a) Motor vehicles designed solely for carrying passengers (which classification shall include automobiles, buses, ambulances and hearses) [two cents (2¢) per pound of such net weight.] one cent (1¢) per pound of such net weight as of January 1, 2019.

(b) The rate of minimum tax for a truck or non-commercial motor vehicle shall be the same as provided for a passenger vehicle if:

(1) The truck or non-commercial motor vehicle has a net weight of six thousand five hundred pounds or less; and

(2) The owner submits proof to the Director of Finance that the truck or non-commercial motor vehicle is not being operated for compensation or commercial purposes.

(c) Motor vehicles and other vehicles designed for carrying property or for purposes other than the carriage of passengers (including trucks other than those described in Paragraph (b), truck tractors, road tractors, trailers and semi-trailers), [three cents (3¢) per pound of such net weight.] two cents (2¢) per pound of such net weight as of January 1, 2019.

(d) Notwithstanding the rates set forth in Paragraphs (a) and (c) above, there shall be assessed and collected for any motor vehicle or other vehicle a minimum tax of twelve and no/100 dollars (\$12.00).”

SECTION 2. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

SECTION 3. Ordinance material to be repealed is bracketed. New Ordinance material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kaua’i County Code 1987, the brackets, bracketed material, and underscoring shall not be included.

SECTION 4. This Ordinance shall take effect on January 1, 2019, and be re-enacted in its form prior to the adoption of this Ordinance upon expiration of the County of Kaua’i surcharge on state tax.

Introduced by:



DEREK S.K. KAWAKAMI

DATE OF INTRODUCTION:

**December 20, 2017**

Līhu‘e, Kaua’i, Hawai‘i

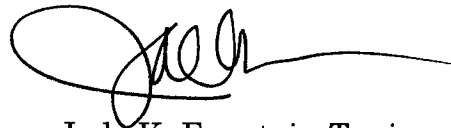
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CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2680, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on December 20, 2017, by the following vote:

FOR PASSAGE:	Brun, Chock, Kagawa, Kaneshiro, Kawakami, Yukimura	TOTAL – 6,
AGAINST PASSAGE:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Rapoza	TOTAL – 1,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Līhu'e, Hawai'i  
December 21, 2017



Jade K. Fountain-Tanigawa  
County Clerk, County of Kaua'i